



MEETING MINUTES
BOARD OF SUPERVISORS, COUNTY OF MONO
STATE OF CALIFORNIA

Regular Meetings: The First,
Second, and Third Tuesday
of each month

Regular Meeting

County Courthouse,
Bridgeport, CA 93517

January 13, 2009

9:00 AM Meeting Called to Order by Vice Chairman Byng Hunt
Chairman Reid and Supervisor Bauer were absent.

Pledge of Allegiance led by Chairman Hunt

OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD
No one spoke

BOARD MEMBER REPORTS

Chairman Reid reported on the following:

1. No report.

Supervisor Hunt reported on the following:

1. Participated in a conference call regarding the state's budget; state budget problems will start to impact the County: 1) Money to the First 5 program may be cut. 2) The Sierra Nevada Conservancy bond funding is on hold; local bond markets are frozen. 3) State employees are taking two unpaid days off per month. 4) Local streets and roads funding should increase; working to restore the COPS program. 5) Trying to avoid raiding local funds. 6) May issue warrants/IOUs to postpone income tax refunds. 7) The deficit is growing faster than revenues on a daily basis.
2. Attended Roy Saari's celebration of life on Sunday. He was a very impressive individual.

Supervisor Hazard reported on the following:

1. January 7: Attended the management meeting; these meetings are working exceptionally well, and it is good for one or two Board Members to attend in order to stay informed.
2. January 7: Attended the Chalfant RPAC meeting. Talked about the truancy ordinance, for which there was not a great deal of support; discussed the well ordinance, which generated many comments about property rights. A representative

from the Benton-Paiute Tribe attended and answered questions. The representative talked about the Tribe's desire to put a piece of property into a trust fund; this item will be on the Board's special meeting agenda in May when they meet in Chalfant. Also, there is a possibility of federal money available for maintenance of highways off the reservation.

3. January 8: Attended the employee negotiations.
4. January 9: Met with Supervisor Bauer and others to talk about the trail system.
5. January 12: Attended the LTC meeting, the recreational round-table group, and the US Forest Service road inventory meeting. There will be a public comment period regarding the road inventory.
6. Increased fees are proposed for septic tanks. Would like Louis Molina to attend the meeting to get the information.
7. Employees at Tri-Valley Fair Ground are on a two-day per month unpaid leave.

Supervisor Farnetti reported on the following:

1. The US Senate met on Sunday and passed the omnibus bill that included 450,000 acres of wilderness in the Eastern Sierra. The bill also included \$88 million for the restoration of the San Joaquin River, and initiatives to reduce wildfire risks and increase water supplies. The bill will go to congress on Friday.
2. Attended the LTC meeting: 1) Discussed three transportation planning grants; preparing to do community outreach. 2) The 2009-10 transportation planning grants call for proposals is out; requests are due April 1. 3) Caltrans talked about the state budget impact to transportation (Caltrans is not a general fund). All bonded infrastructure projects have ceased until California solves its budget dilemma. 4) The federal government is talking about making \$30 billion available nationwide for infrastructure; California could receive \$8.3 billion for improvements. 5) ESTA presented its short-range transit plans. 6) The Governor has submitted his plan for solving the budget problem (currently a \$14.8 billion shortfall), which will impact counties by eliminating the Williamson Act for 08-09 and eliminating rural sheriff's grant funds, and using 50% of the First 5 Commission money and Mental Health Services Act funds to back-fill state social services programs. Proposed sources of revenue include a temporary sales tax increase of 1.5 cents from 2009-11, broadening the application of sales and use tax, taxing oil and water extracted in California; increasing the alcohol tax; decreasing the personal income tax dependent exemption credit, and shifting funds from special funds to the general fund.

Supervisor Bauer reported on the following:

1. No report.

COUNTY ADMINISTRATIVE OFFICE

1)

CAO Report regarding Board Assignments (David Wilbrecht)

RECOMMENDED ACTION: Receive brief oral report by County Administrative Officer (CAO) regarding his activities.

David Wilbrecht reported on the following:

1. Continuing management meetings. Will start to hold quarterly meetings with a larger group that will include supervisors and at-will employees. These will be training meetings.
2. Continuing status agendas; meetings will be more formalized.
3. Working through the IMAAA transition.
4. Attended the MAG meeting last week; ESTA made a nice presentation.
5. Following up on employee negotiations.
6. Child support services is having difficulty with the state.
7. County offices are moving in the Sierra Center Mall.

8. The Town-County liaison meeting is on Thursday. Brian Muir will also attend.
9. There are meetings scheduled this week with Bob Haueter.

2) **APPROVAL OF MINUTES**
No minutes to approve

Closed Session: 9:05 a.m.
Break: 10:08 a.m.
Reconvened: 10:15 a.m.
Closed Session: 11:29 a.m.
Break: 12:04—1:00 p.m.
Reconvened: 1:30 p.m. (after Housing Authority meeting)
Closed Session: 1:30 p.m.
Reconvened: 2:55 p.m.
Adjourn: 3:20 p.m.

CLOSED SESSION

HUMAN RESOURCES

- 3a) Labor Negotiations - CONFERENCE WITH LABOR NEGOTIATORS.
Government Code Section 54957.6. Agency designated representative(s):
David Wilbrecht, Marshall Rudolph, Brian Muir, Rick Scholl, & Robert Garret.
Employee Organization(s): Mono County Deputy Sheriffs' Association.
- 3b) Labor Negotiations - CONFERENCE WITH LABOR NEGOTIATORS.
Government Code Section 54957.6. Agency designated representative(s):
David Wilbrecht, Marshall Rudolph, Brian Muir, Rick Scholl, & Robert Garret.
Employee Organization(s): Mono County Public Safety Officers' Association.
- 3c) Labor Negotiations - CONFERENCE WITH LABOR NEGOTIATORS.
Government Code Section 54957.6. Agency designated representative(s):
David Wilbrecht, Marshall Rudolph, Brian Muir, Mark Mikulicich, & Robert
Garret. Employee Organization(s): Mono County Paramedic Rescue
Association.
- 3d) Labor Negotiations - CONFERENCE WITH LABOR NEGOTIATORS.
Government Code Section 54957.6. Agency designated representative(s):
Dave Wilbrecht, Marshall Rudolph, Brian Muir, Mark Magit, & Robert Garret.
Employee Organization(s): International Union of Operating Engineers,
Stationary Local 39, AFL-CIO (aka Mono County Public Employees
Association).

The Board had nothing to report from closed session.

DEPARTMENT REPORTS/EMERGING ISSUES

Ed Zylman reported on the following:

1. Provided information about Mono County emergency shelters. Added two shelter sites: Round Valley and Mammoth Lakes Lutheran Church. The Red Cross is sending more cots and blankets for Round Valley. Kathy Watkins has spearheaded this project and has trained staff members. According to Red Cross, Mono County is the best prepared county in the state, per capita.
2. Talked about the unemployment rate and said the state has virtually abandoned the Eastern Sierra; the Bishop unemployment office has closed. Applications for aid have increased 50% in Mono County and citizens are having a difficult time receiving help from EDD. The state should be addressed on this issue. Supervisor Hazard asked to agendaize this item so the Board can approve a letter to the state addressing this issue.

Jody Henning reported on the following:

1. The Chief Appraiser, Tibor Pelle, has retired after 19 years of service; his work will be reassigned until the office reorganization is complete. Will prepare a retirement resolution for the Board to present.
2. Mammoth Mountain assessment is being reviewed. The amount will be enrolled as of the date of transfer (2006 tax roll).

Brian Muir reported on the following:

1. Talked about the investment pool. Confident the portfolio is secure. The market value of a number of investments exceeds the book value; however, there is no benefit to reinvest at this time. Due to the current market, there will be some continued erosion in the yield.
2. Moving forward with the needs assessment; there are many public meetings scheduled in order to obtain public input. Meetings have been scheduled with department heads and board members.
3. In the process of reviewing proposals for the public defenders.
4. Spoke briefly about the situation with ERAF and property tax money the state was taking. All the school districts in Mono County are now on basic aid so the state does not need to take the money. The County will get money back, but this change will negatively impact the Town. Had discussions with the Town and will work with them to determine if the County can help resolve the situation. The County needs to consider a capital outlay in order to avoid a problem with the GANN limit.

CONSENT AGENDA

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

COUNTY COUNSEL

4a) Southern Mono Healthcare District - Updated Conflict of Interest Code - Conflict of Interest Code- Southern Mono Healthcare District.

M09-10 Action: Approve Updated Conflict of Interest Code for Southern Mono Healthcare District.

Farnetti/Hazard, 3-0; Reid and Bauer absent

REGULAR AGENDA

CORRESPONDENCE RECEIVED (INFORMATIONAL)

All items listed are available for review and are located in the Office of the Clerk of the Board

CLERK-RECORDER

- 5a) Central Sierra Resource Conservation and Development Council - Central Sierra Resource Conservation and Development Council - Letter from Bruce Woodworth regarding annual report.
- 5b) Public Comment Regarding the Wild Heritage Act - Letter addressed to the Mono County Board of Supervisors regarding the Eastern Sierra and Northern San Gabriel Wild Heritage Act.
- 5c) Recreation Outdoors Coalition - Letter from Recreation Outdoors Coalition to Travel Management Team, Humboldt-Toiyabe National Forest, cc: Mono County Board of Supervisors, regarding route designations for off-highway vehicles.
- 5d) Sierra Pacific Power Co. Notification - Sierra Pacific Power Company Notification of Amendment to Proposed General Rate Increase.
- 5e) NPG Cable, Inc. - NPG Cable, Inc. notice of basic cable television service adjustment.
- 5f) Mono Basin Historical Society - Mono Basin Historical Society - Thank you letter from David Carle, Secretary.

The Board acknowledged receipt of the correspondence.

CLERK OF THE BOARD

- 6a) Presentation to Renn Nolan (**Board of Supervisors**) - Board of Supervisors will present a 30-year service pin to Renn Nolan, retired Clerk-Recorder and Clerk of the Board.

Action: Present pin to Renn Nolan recognizing her 30 years of service to Mono County.

Vice Chairman Byng Hunt presented Renn Nolan with her 30-year service pin. The Board thanked her for her years of service, and for returning temporarily to assist the Clerk's Office.

FINANCE

- 7a) Transient Occupancy Tax Services for the Town of Mammoth Lakes (**Brian Muir**) - Consider County entry into proposed memorandum of understanding with the Town of Mammoth Lakes pertaining to transient occupancy tax audit services and authorize the Chairman to execute said contract on behalf of the County. Receive staff report. Provide any desired direction to staff.

M09-11 Action: Approve County entry into proposed memorandum of understanding. Authorize Chairman to sign said memorandum of understanding on behalf of the County.
Hazard/Farnetti, 3-0; Reid and Bauer absent

Brian Muir: This is an agreement for the Finance Department to perform TOT audits on behalf of the Town. A member of the Department will only perform the audits, and the Town will enforce their ordinance. The County auditor will establish good relationships and will deal professionally with people. This will help the Town, since previous audits have been done on an infrequent basis.

Supervisor Farnetti: Agreed this will benefit the Town since their biggest source of revenue is TOT. Supervisor Hazard: Expressed concern about staff having enough time and the Town potentially increasing their demands. Muir: For the short term, there will be more than enough time. The Town has suggested starting in April and the County staff can accommodate this. The new Megabyte System will help free up staff time. If the Town wants to expand the program, Muir will review the MOU and bring the item before the Board.

HUMAN RESOURCES

- 8a) Employment Contract with Renn Nolan (**Robert Garret**) - Resolution approving a new employment contract with Renn Nolan for the period January 13-April 30, 2009. Ms. Nolan will be employed to provide support in the Office of County Clerk/Recorder/Registrar/Clerk of the Board on an "as-needed" basis.

R09-01 Action: Adopt **Resolution R09-01** approving an employment agreement with Renn Nolan and prescribing the compensation, appointment, and conditions of said employment.
Farnetti/Hazard, 3-0; Reid and Bauer absent

Robert Garret: When the Assistant County Clerk position became vacant last year, the County entered into a contract with Renn Nolan to assist the Clerk's Office pending hiring of a new Assistant. However, a second vacancy was created when the Sr. Deputy was hired into the Assistant position. This contract will continue Nolan's services until the Sr. Deputy position is filled.

Supervisor Hazard: Asked if it is necessary to fill the Sr. Deputy position. Lynda Roberts: Yes, the position is necessary; Roberts needs to delegate more work to this position so she can focus on managing.

Supervisor Farnetti: The funds for Nolan's employment are available in the Clerk's budget so there is no impact to the General Fund.

BOARD OF SUPERVISORS

- 9a) Request for Support to Propose Legislation (**Supervisor Bauer**) - A proposal to add a formula-based operations and maintenance funding stream to the Paul S. Sarbanes transit in parks program.

M09-12 Action: Approve letter of support and ask staff to proceed accordingly.
Hazard/Farnetti, 3-0; Reid and Bauer absent

Chairman Hunt: Supervisor Bauer would like Board support for a proposal to add a formula-based operations and maintenance funding stream to the Sarbanes transit in parks program. She is working to get support from many other agencies and wants to push Congress to act on this. This proposal will benefit Mono County in a number of ways, such as getting stronger legislation passed to expand the transit program into rural areas, creating jobs, and positively impacting climate change, congestion, and air and noise pollution.

Supervisor Farnetti: Supported the idea of using a formula based on acres of federal land, miles of highway served, and visitor numbers, rather than population.

PUBLIC WORKS

- 10a) Contract Award – Bridgeport Landfill Closure Construction (**Evan Nikirk**) - Receive staff report regarding results of bids received for closure construction at the Bridgeport Landfill. Provide any desired direction to staff.

Action: 1. Identify, and then award contract to, the lowest responsible bidder (name and not-to-exceed amount to be determined based on Public Works' report) for closure construction at the Bridgeport Landfill. 2. Authorize the Public Works Director (in consultation with County Counsel) to execute and administer an agreement with the lowest responsible bidder. This authorization shall include making minor amendments to said agreement from time to time as the Public Works Director may deem necessary, provided such amendments do not substantially alter the scope of work or budget, are in full compliance with the Public Contract Code, and are approved in advance as to form and legality by County Counsel.

Action Postponed

Evan Nikirk: Distributed the bid tabulation; received 20 bids. The apparent low bid is about \$875,000. There is currently a little over \$800,000 in the landfill closure fund; the additional amount would have to be transferred from the bond. Nikirk is currently exploring the need to increase gate fees. Two protests were received; Public Works is investigating this. Nikirk asked the Board to postpone the award of the bid for a week.

ADJOURN: 3:20 p.m.

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